

**AGENDA FOR THE  
REGULAR COUNCIL MEETING OF  
TUESDAY, APRIL 8, 2003 AT 10:00 A.M.  
CITY ADMINISTRATION BUILDING  
COUNCIL CHAMBERS - 12TH FLOOR  
202 "C" STREET  
SAN DIEGO, CA 92101**

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**NOTE:** The public portion of the meeting will begin at 10:00 a.m. The City Council will meet in Closed Session this morning from 9:00 a.m. - 10:00 a.m. Copies of the Closed Session agenda are available in the Office of the City Clerk.

**OTHER LEGISLATIVE MEETINGS**

The **SAN DIEGO HOUSING AUTHORITY** is scheduled to meet today in the Council Chambers. A separate agenda is published for it, and is available in the Office of the City Clerk. For more information, please contact the Housing Authority Secretary at (619) 578-7540.

ITEM-300:               ROLL CALL.

**NON-AGENDA PUBLIC COMMENT**

This portion of the agenda provides an opportunity for members of the public to address the Council on items of interest within the jurisdiction of the Council. (Comments relating to items on today's docket are to be taken at the time the item is heard.)

Time allotted to each speaker is determined by the Chair, however, comments are limited to no more than three (3) minutes **total per subject** regardless of the number of those wishing to speak. Submit requests to speak to the City Clerk **prior** to the start of the meeting. Pursuant to the Brown Act, no discussion or action, other than a referral, shall be taken by Council on any issue brought forth under "Non-Agenda Public Comment."

**COUNCIL, CITY ATTORNEY, CITY MANAGER COMMENT**

**REQUEST FOR CONTINUANCE**

The Council will now consider requests to continue specific items.

## ADOPTION AGENDA, HEARINGS

### NOTICED HEARINGS:

ITEM-330: Street Vacation of a Portion of Federal Boulevard as Dedicated by Map No. 2260 Contiguous to Lots 2 Through 10.

(SA-02-517. Mid-City Community Area. District-4.)

### **CITY MANAGER'S RECOMMENDATION:**

Adopt the following resolution:

(R-2003-969)

Certifying that the portion of Federal Boulevard, reserving out a general utility and access easement, as more particularly described in the legal description, attached hereto Exhibit "A" and as shown on Drawing No. 19889-B, attached hereto as Exhibit "B," is ordered vacated;

That the City Clerk shall cause a certified copy of this resolution with Exhibits "A" and "B," attested by him under seal, to be recorded in the Office of the County Recorder.

### **SUPPORTING INFORMATION:**

#### **Background**

City Council action is requested to vacate a portion of Federal Boulevard as dedicated by Federal Boulevard Subdivision Unit No. 1 as shown by Map No. 2260.

**FINDINGS:** Staff review has indicated that the right-of-way to be vacated may be summarily vacated and that the four required findings for vacation can be made. These findings are:

- a) That there is no prospective use for the right-of-way, either for the facility for which it was originally acquired or for any other public use. Federal Boulevard has been constructed and this portion of the right-of-way is excess and no longer needed.
- b) The public will benefit for the action through improved utilization of land made possible by the street vacation. A portion of the excess right-of-way is now being used as a parking lot. This vacation action will return it to private ownership and will relieve the City of liability and maintenance responsibility.
- c) That the vacation is not inconsistent with the General Plan, and approved Community Plan. The portion of the street being vacated is not part of the community plan transportation

element and land would revert to a CC-5-3 zone which is consistent with the community plan land use designation. The Eastern Area Community Planning Committee recommended approval by a unanimous vote.

d) That the facility for which the right-of-way as originally acquired will not be detrimentally affected by the street vacation. Cox Communications has facilities within the area of vacation and a general utility and access easement will be reserved over the entire area of the vacation to preserve their rights.

**FISCAL IMPACT:** None.

Ewell/Broughton/GRB

**NOTE:** This activity is exempt from the California Environmental Quality Act pursuant to State CEQA Guidelines Section 15061(b)(3).

NON-DOCKET ITEMS

ADJOURNMENT IN HONOR OF APPROPRIATE PARTIES

ADJOURNMENT